

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2603 - SB 2753

February 7, 2022

SUMMARY OF BILL: Authorizes a defendant to petition a court that imposed a sentence for a drug-free school zone violation prior to September 1, 2020, to resentence a defendant if outlined criteria are met.

FISCAL IMPACT:

Other Fiscal Impact – To the extent a new sentencing hearing is held and a defendant is resentenced, there will be a reduction in state incarceration expenditures. The timing and amount of any sentence reduction is unknown and unable to be determined with reasonable certainty.

Assumptions:

- The proposed legislation requires a court that has received such a petition to hold a new sentencing hearing and resentence the defendant if the court determines the defendant could have been sentenced to serve less time incarcerated before becoming eligible for release under current law.
- Resentencing is prohibited if the new sentence would be equal to or greater than the original sentence imposed.
- The number of such petitions filed, the outcome of any new sentencing hearings, and the subsequent reduction of any sentence is unknown; however, to the extent a new sentencing hearing is held and a defendant is resentenced, there will be a reduction in state incarceration expenditures. The timing and amount of any sentence reduction is unknown and unable to be determined with reasonable certainty.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

Krista Lee Carsner, Executive Director

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